PATENT
ATTORNEY DOCKET NO. 56297-5009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)
	)
S. FODOR et al.	)
	)
Application No.: 09/776,768	) Group Art Unit: 1656
	)
Filed: February 6, 2001	) Examiner: unassigned
	)
For: **IDENTIFYING A BASE IN A NUCLEIC ACID**	)

Box Sequence
Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL FORM

1.   Transmitted herewith is a <u>Sequence Listing</u> in response to the Office Communication dated May 15, 2002.

2.   <u>Extension of Time</u>: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. **Applicant believes that no extension of time is required.** However, if the Applicant has inadvertently overlooked the need for a petition and fee, please consider this a petition therefor. The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

3.   <u>Filed Herewith</u>:
   (1) Copy of Notice to Comply with Sequence Requirements
   (2) Statement Accompanying Sequence Listing
   (3) Paper Copy of Sequence Listing – 2 pages
   (4) Computer Diskette with electronic copy of Sequence Listing

4.   <u>Constructive Petition</u>: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **May 28, 2002**
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1-WA/1805850.1

UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/776,768	02/06/2001	Stephen P.A. Fodor	56297-5009-A

009629
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CONFIRMATION NO. 3913

FORMALITIES LETTER

OC000000008117870

Date Mailed: 05/15/2002

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

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*A copy of this notice **MUST** be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE